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BY DANKWORTH, SWANSON, AKERS,
ANDERSON, BENNETT, FREEMAN, GUY,
HAUGEN, HAYES, KELLY, LETHIN,
LOVSETH, OSE, OSTERBACK AND
RHODE

1 IN THE HOUSE

2 SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 693
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 TENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the use of marijuana and its con-
7 centrated extracts; and providing for an effective
8 date."

9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

10 * Section 1. It is the intent of this Act to place the same restrictions
11 and punishment on the acts of manufacturing, distributing, dispensing and
12 possessing with intent to manufacture, distribute or dispense, any concen-
13 trate of marijuana, such as hashish or hashish oil, as are placed on di-
14 menthyltryptamine while providing much less stringent criminal penalties for
15 the same activities relating to the plant and seed forms of marijuana.

16 * Sec. 2. AS 17.12.110(d) is repealed and re-enacted to read:

17 (d) A person who possesses for his own use or who uses marijuana
18 other than where he has a constitutionally protected right to do so is
19 guilty of a misdemeanor and, upon conviction, is punishable by imprison-
20 ment for not more than six months, or by a fine of not more than \$1,000,
21 or by both.

22 * Sec. 3. AS 17.12.150(3)(A) is amended to read:

23 (A) marijuana, concentrate of marijuana [CANNABIS],
24 psilocybin, dimethyltryptamine, lysergic acid diethylamide, and
25 every other substance having similar physiological effects;

26 * Sec. 4. AS 17.12.150(4) is repealed and re-enacted to read:

27 (4) "marijuana" includes all parts of the plant cannabis
28 whether growing or not, but does not include

29 (A) the resin or oil, such as hashish or hashish oil,

1 extracted or otherwise isolated from any part of the plant;

2 (B) synthetic tetrahydrocannabinols, their derivatives,
3 mixtures or preparations;

4 (C) the mature stalks of the plant, fiber produced from
5 the stalks, oil, or cake made from the seeds of the plant, or any
6 other compound, manufacture, salt, derivative, mixture or prepara-
7 tion of the mature stalks;

8 (D) the sterilized seed of the plant which has been
9 rendered incapable of germination.

10 * Sec. 5. AS 17.12.150 is amended by adding a new paragraph to read:

11 (8) "concentrate of marijuana" includes any synthetic tetra-
12 hydrocannabinols and any extract, whether in solid or liquid form, of
13 any part of the plant cannabis, which contains tetrahydrocannabinols
14 including, but not limited to, hashish and hashish oil and preparations
15 obtained by extraction, distillation, and chromatography procedures used
16 singularly or in combination.

17 * Sec. 6. AS 17.12.110(e) and (f) are repealed.

18 * Sec. 7. Prosecution for a violation of law occurring before the effec-
19 tive date of this Act is not affected or abated by this Act. Violation of
20 any law repealed by this Act may still be prosecuted and brought to a final
21 determination in accordance with the laws and rules in effect at the time of
22 the violation. Civil seizures or forfeitures and injunctive proceedings
23 commenced before the effective date of this Act are not affected by this Act.

24 * Sec. 8. This Act takes effect immediately in accordance with AS 01.10.-
25 070(c).